

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

IN RE: VIOXX PRODUCTS LIABILITY LITIGATION  .....	: : : : : : : :	MDL NO. 1657  SECTION: L  JUDGE FALLON MAG. JUDGE KNOWLES
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**THIS DOCUMENT RELATES TO:**  
*Jackson, et al. v. Merck & Co., Inc., Case No. 07-9138; and*  
*Durham, et al. v. Merck & Co., Inc., Case No. 07-9196*

**ORDER TO SHOW CAUSE**

On March 12, 2008, the Court issued an Order to Show Cause in *Jackson, et al. v. Merck & Co., Inc.*, Case No. 07-9138, and *Durham, et al. v. Merck & Co., Inc.*, Case No. 07-9196, regarding Plaintiffs’ counsel’s failure to comply with the Court’s order severing the Plaintiffs’ claims. Plaintiffs’ counsel in these cases has responded to the Court and stated that they had filed a motion for reconsideration of the Court’s severance orders. After looking into the matter, Plaintiffs’ counsel realized that they had not filed their motion with the Court, but rather merely uploaded their motion to the Lexis/Nexis File & Serve service. Plaintiffs have subsequently filed their motion for reconsideration before the Court (Rec. Doc. No. 13717).

The Court finds that the Plaintiffs' counsel's explanation and the filing of their motion for reconsideration is sufficient and counsel is no longer required to appear in person on March 25, 2008. The Court will address Plaintiffs' motion in a separate order.

New Orleans, Louisiana, this 19<sup>th</sup> day of March, 2008.

  
UNITED STATES DISTRICT JUDGE

cc: Tim K. Goss  
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Plaintiffs' Liaison Counsel

Defendant's Liaison Counsel